

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION**

Case No. 3:24-CV-783-FDW-DCK

Jameson C., minor, by next friend STEVEN  
BOLCH; *et. al.*,

Plaintiffs,

v.

ROY COOPER in his official capacity as the  
Governor of North Carolina, *et al.*,

Defendants.

**MOTION TO INCREASE THE  
WORD LIMIT FOR RESPONSES  
TO MOTIONS TO DISMISS**

NOW COME Plaintiffs, through undersigned counsel, and seek an increase in the word limit set by this Court's Initial Scheduling Order for responses to motions to dismiss. Paragraph 3(b)(iv) of this Court's Initial Scheduling Order limits memorandum of law in opposition to a motion to dismiss to 4,500 substantive words. Plaintiffs are responding to motions dismiss filed by ten defendants in five separate motions to dismiss (each County is moving to dismiss on its behalf and as to the respective county social services agencies). As alluded to in the prior motion for extension of time [D.E. 86] Plaintiffs can consolidate the responses to these motions to dismiss [D. E. 103, 105, 110, 113, and 115] into one responsive memorandum but need additional words to make that consolidation feasible. By consolidating the responses and increasing the word count in the consolidated brief to 7000 this Court will be spared additional, repetitive briefs in response.

Counsel for each party has been consulted and no party is raising an objection to this motion.

For these reasons, Plaintiffs respectfully request that they be permitted to exceed the word limit in a single response to Johnston County, Johnson County DSS, Davidson County, Davidson

County DSS, Harnett County, Harnett County DSS, Rockingham County, Rockingham County DSS, Randolph County, and Randolph County DSS's Motions to Dismiss and file a responsive memorandum in opposition not to exceed 7000 words as otherwise calculated consistent with Paragraph 3(b)(iv) of this Court's Initial Scheduling Order.

Respectfully submitted, this the 12<sup>th</sup> day of February, 2025.

/s/ D. Martin Warf

Christopher J. Blake

[chris.blake@nelsonmullins.com](mailto:chris.blake@nelsonmullins.com)

N.C. State Bar No. 16433

D. Martin Warf

[martin.warf@nelsonmullins.com](mailto:martin.warf@nelsonmullins.com)

N.C. State. Bar No. 32982

**NELSON MULLINS RILEY &  
SCARBOROUGH, LLP**

301 Hillsborough Street, Suite 1400

Raleigh, NC 27603

Telephone: (919) 329-3800

Facsimile: (919) 329-3799

Marcia Robinson Lowry (*admitted pro hac*)

[mlowry@abetterchildhood.org](mailto:mlowry@abetterchildhood.org)

David Baloche (*pro hac vice forthcoming*)

[dbaloche@abetterchildhood.org](mailto:dbaloche@abetterchildhood.org)

Laura Welikson (*admitted pro hac*)

[lwelikson@abetterchildhood.org](mailto:lwelikson@abetterchildhood.org)

Robyn Goldberg (*pro hac vice forthcoming*)

[rgoldberg@abetterchildhood.org](mailto:rgoldberg@abetterchildhood.org)

**A BETTER CHILDHOOD**

355 Lexington Avenue, Floor 16

New York, NY 10017

Telephone: (646) 795-4456

Facsimile: (212) 692-0415

*Attorneys for Plaintiffs*

## **CERTIFICATE OF SERVICE**

I hereby certify that on this day I electronically filed the foregoing document with the Court using the CM/ECF system, which will send notification of the filing via email to counsel of record.

This the 12<sup>th</sup> day of February, 2025.

*/s/ D. Martin Warf*  
Christopher J. Blake  
[chris.blake@nelsonmullins.com](mailto:chris.blake@nelsonmullins.com)  
N.C. State Bar No. 16433  
D. Martin Warf  
[martin.warf@nelsonmullins.com](mailto:martin.warf@nelsonmullins.com)  
N.C. State. Bar No. 32982  
**NELSON MULLINS RILEY &  
SCARBOROUGH, LLP**  
301 Hillsborough Street, Suite 1400  
Raleigh, NC 27603  
Telephone: (919) 329-3800  
Facsimile: (919) 329-3799

Marcia Robinson Lowry (*admitted pro hac*)  
[mlowry@abetterchildhood.org](mailto:mlowry@abetterchildhood.org)

David Baloche (*pro hac vice forthcoming*)  
[dbaloche@abetterchildhood.org](mailto:dbaloche@abetterchildhood.org)

Laura Welikson (*admitted pro hac*)  
[lwelikson@abetterchildhood.org](mailto:lwelikson@abetterchildhood.org)

Robyn Goldberg (*pro hac vice forthcoming*)  
[rgoldberg@abetterchildhood.org](mailto:rgoldberg@abetterchildhood.org)

**A BETTER CHILDHOOD**  
355 Lexington Avenue, Floor 16  
New York, NY 10017  
Telephone: (646) 795-4456  
Facsimile: (212) 692-0415

*Attorneys for Plaintiffs*